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EXHIBIT

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Wayne J. Myer & Blaine M. Kelley

For: APPARATUS AND PROCESS FOR MAKING A CORRUGATION-FREE FOAM

Serial No.: 10/063,186 Examiner: Angela Y. Ortiz

Filed: March 28, 2002 Group Art Unit: 1732

Atty. Docket: 70254-0347 Confirmation No: 4763

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

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 Andrea R. Jacobson
 (type or print name of person certifying)

Date: July 7, 2004

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

The Reasons for Allowance characterize the claimed methods as methods for making a corrugation-free foam. None of the independent method claims expressly require that the method is a method of making a corrugation-free foam. In fact, the independent claims call for a method of making "a polymeric foam." Dependent claims 14, 21, 22, 27, 29, 40 are the only claims that expressly characterize the nature of the corrugation for the resultant foam. While there is no doubt that the ultimate goal of the invention is to produce a corrugation-free foam, the claims in the application are not so limited. Therefore, to the extent the Examiner's comment to a corrugation-free foam is directed to the scope of the claims and not the ultimate goal of the invention, Applicants assert that the Examiner's comment is an inaccurate characterization of the

Serial No. 10/063,185
Filed: March 28, 2002
Page 2 of 2

Examiner: Emmanuel S. Luk
Group Art Unit: 1722

scope of the claims, and Applicants disagree with the characterization. If there are any questions, please contact the undersigned attorney.

Respectfully submitted,

Wayne J. Myer and Blaine M. Kelley

Dated: 7/7/04

By: Mark A. D.

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G0132113

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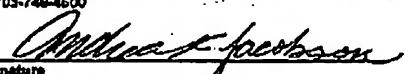
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Andrea R. Jacobson

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